IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

TUESDAY, THE 2ND JANUARY 2007 / 12TH POUSHA 1928

Bail Appl..No. 7698 of 2006()

CRIME NO.298/2006 OF ARYANCODE POLICE STATION

.....

PETITIONER/1ST ACCUSED.

A.CHANDRAN, S/O.APPU,
NEAR R.C.CHURCH, VALIYAVAZHY,
NEYYATTINKARA TALUK.

BY ADV. SRI.M.SREEKUMAR

RESPONDENTS:

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1. STATE OF KERALA, REPRESENTED BY THE PUBLIC PROSECUTOR, HIGH COURT OF KERALA, ERNAKULAM.

2. SUB INSPECTOR OF POLICE, ARYANCODE POLICE STATION.

BY PUBLIC PROSECUTOR, SRI K.S.SIVAKUMAR

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 02/01/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

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BAIL APPLICATION NO. 7698 OF 2006

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DATED THIS THE 2ND DAY OF JANUARY, 2007

O R D E R

Petitioner who is the first accused in Crime No.298/06 of Aryancode Police Station for offences punishable under sections 324, 325, 323 and 308 read with section 34 IPC, seeks anticipatory bail. The occurrence took place on 5.12.2006 at 8.30 PM during which the de facto complainant is alleged to have been attacked by the petitioner using a sword.

2. The learned Public Prosecutor opposed the application submitting, inter alia, that the petitioner is a known rowdy of that locality and is involved in many other cases. Anticipatory bail cannot be granted in a case of this nature. There is no reason why the petitioner should not surrender before the Magistrate and seek regular bail. Accordingly, if the petitioner surrenders before the Magistrate concerned and files an application for regular bail, within two weeks from today, the same shall be considered and disposed of, preferably on the same date on which it is filed.

With this direction, this petition is disposed of.

V.RAMKUMAR, JUDGE

dsn